

From: WILLIAM D. THOMSON

925 447 1078

03/22/2007 08:41 #051 P.002/003

03-22-2007 08:00

From: BULLIVANT SFO

4153522701

T-582 P.002/003 F-848

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

Board of Trustees Of The Laborers Health  
and Welfare Trust Fund, et al.,

CASE NO. C-06-4737 JSW

Plaintiff(s),

v.

STIPULATION AND [PROPOSED]  
ORDER SELECTING ADR PROCESS

TDW Construction, Inc., a California  
Corporation; Edmundo Alire, Jr., an  
individual

Defendant(s).

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

**Court Processes:**

- Non-binding Arbitration (ADR L.R. 4)
- ✓ Early Neutral Evaluation (ENE) (ADR L.R. 5)
- Mediation (ADR L.R. 6)

*(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR, must participate in an ADR phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)*

**Private Process:**

Private ADR (please identify process and provider) \_\_\_\_\_

The parties agree to hold the ADR session by:

- ✓ the presumptive deadline (The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.)

other requested deadline \_\_\_\_\_

Dated: 3/22/07 \_\_\_\_\_

Ronald H. Lee  
Attorney for Plaintiff

Dated: 3/22/07 \_\_\_\_\_

William D. Thomson  
Attorney for Defendant

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03/22/2007 08:41 #051 P.003/003

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T-582 P.003/003 P-548

**[PROPOSED] ORDER**

Pursuant to the Stipulation above, the captioned matter is hereby referred to:

- Non-binding Arbitration
- ✓ Early Neutral Evaluation (ENE)
- Mediation
- Private ADR

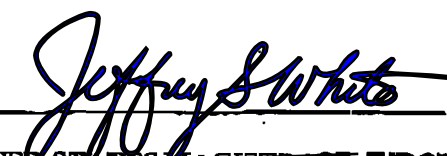
Deadline for ADR session

- ✓ 90 days from the date of this order.
- other

**IT IS SO ORDERED.**

March 22, 2007

Dated: \_\_\_\_\_

  
UNITED STATES MAGISTRATE JUDGE  
DISTRICT